

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF INDIANA  
FORT WAYNE DIVISION

MALIK HALEEM SWINTON,	)	
	)	
Plaintiff,	)	
	)	
V.	)	Case Number: 1:23-CV-112
	)	
	)	
UNITED STATES OF AMERICA, et al.	)	
	)	
Defendants.	)	

**DEFENDANTS' JOINT MOTION TO DISMISS**

Comes now United States of America and the Department of Veterans Affairs, by their counsel, Clifford D. Johnson, United States Attorney for the Northern District of Indiana, through Sharon Jefferson, Assistant United States Attorney, and move pursuant to Federal Rule of Civil Procedure 12(b)(1) and 12(b)(6) to dismiss Plaintiff's Amended Complaint, (Doc. No. 4).

Respectfully submitted,

CLIFFORD D. JOHNSON  
UNITED STATES ATTORNEY

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CERTIFICATE OF SERVICE

I hereby certify that on August 10, 2023, attorney for the Defendant electronically filed a Notice of Appearance with the Clerk of Court using the CM/ECF system. I further certify that on August 10, 2023, a copy of this document was sent by first-class mail to *pro se* Plaintiff, a non-CM/ECF participant:

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/s/ Sharon Jefferson  
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